IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

SECOND APPEAL NO.122 OF 2006
a/w C.A.No.231 of 2006

Sampat Gangaram Devkate, .. Appellant.

Vs

Sou.Sunderabai Sampat Devkate .. Respondent.

Mr Uday Warunjikar, for the appellant.

CORAM : D.B.BHOSALE,J.
DATED : 05th JULY, 2007

P.C.:

1. Heard the learned counsel for the appellant.

2. This second appeal is directed against concurrent findings recorded by the courts below by which a suit filed by the appellant has been dismissed. The appellant had instituted the suit for declaration that a sale deed dated 11.7.1991 executed in favour of respondent-wife is sham, hallow and bogus saledeed and was without consideration and for perpetual injunction restraining her from alienating the suit property in any manner and creating third party interest in respect thereof. Both the courts below have negatived the case set up by the appellant-husband. The suit has also been held to be barred by limitation. Considering the concurrent findings recorded by the courts below and as I find sufficient material on record to sustain those findings and considering that no substantial

question of law is either raised or involved, this appeal deserves to be dismissed. Order accordingly. As a consequence thereof, the civil application no.231 of 2006 stands disposed of.

(D.B.BHOSALE,J.)